

No. 04-19-00192-CR

STATE OF TEXAS § **IN THE COURT OF APPEALS**
4th COURT OF APPEALS
SAN ANTONIO, TEXAS
VS. § **FOURTH JUDICIAL DISTRICT**
6/13/2019 8:53:00 AM
JOHNNY JOE AVALOS § **BEXAR COUNTY, TEXAS**
KEITH E. HOTTLE
CLERK

UNOPPOSED MOTION FOR EXTENSION
OF TIME TO FILE OPENING BRIEF

From the 437th District Court of Bexar County, Texas
Trial Court No. 2018-CR-7068
Hon. Lorie Valenzuela, Judge Presiding

The Appellant's brief is due to be filed on Tuesday, June 12, 2019. The undersigned requests a second, thirty day extension of time to file his brief, given recent projects finished, and due, as follows:

1. On Monday, May 27, 2019, the undersigned filed a Memorandum in support of 28 U.S.C. Section 2254 Petition in *Charles Lavoy Arrington v. Lorie Davis*, Cause No. 19-cv-224-XR-RBF;
2. On Tuesday, May 28, 2019, the undersigned filed a petition for a writ of certiorari with the U.S. Supreme Court, in *Arthur Whitley v. State of Texas*, stemming from the denial of a petition for discretionary relief, from the Texas Court of Criminal Appeals;
4. Memorandum in support of motion to suppress, in *United States v. Mark Rodriguez*, Cause No. SA-18-CR-572-FB, due to be filed on Monday, June 17th, 2019;
5. Memorandum in support of motion to suppress, in *United States v. Miguel Angel Lozano Alvarez*, Cause No. V-18-CR-17, due to be filed on Wednesday, June 19th, 2019;

6. Petition for a writ of certiorari with the U.S. Supreme Court, in *Luis Arnaldo Baez v. Lorie Davis*, stemming from a denial of Baez' 28 U.S.C. 2254 certificate of appealability, due to be filed Monday, June 24, 2019;
7. Opening brief in *United States v. William Jonas, III*, Cause No. 18-50468, due to be filed on Monday, July 10, 2019, with the Fifth Circuit Court of Appeals;

On Wednesday, June 12, 2019, the undersigned spoke to Ms. Mary Beth Welsh, Chief of the Bexar County Appellate Section, who expressed no opposition to the requested extension.

WHEREFORE, Appellant respectfully requests that this Court grant the requested, and final 30-day extension of time to file his opening brief, to and including Friday, July 12, 2019.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this the 13th day of June, 2019 a copy of the foregoing “Unopposed Motion for Extension of Time to File Opening Brief,” has been delivered to the Appellate Section of the Bexar County District Attorney’s Office, *via* the Texas Efile system.

/s/ JORGE G. ARISTOTELIDIS